

A SUBSTITUTED AND AMENDED RESOLUTION
BY FINANCE/EXECUTIVE COMMITTEE

03-R-1439

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT (IGA) WITH FULTON COUNTY FOR THE PROVISION OF ANIMAL CONTROL SERVICES FOR A PERIOD OF ONE YEAR IN AN AMOUNT NOT TO EXCEED \$772,298; WITH AN OPTION TO RENEW THE AGREEMENT FOR ONE ADDITIONAL YEAR; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to an Intergovernmental Agreement dated February 19, 1982 the County previously provided animal control services for the City; and

WHEREAS, on or about December 23, 2002, the Atlanta Humane Society terminated its Agreement with Fulton County to provide animal control services; and

WHEREAS, as a result of the Atlanta Humane Society's termination of its Agreement, the County issued a Request for Qualifications (RFQ) seeking interested Proponents to provide animal services for Fulton County and the cities of Atlanta, East Point, Hapeville, Palmetto, Union City, Fairburn, Mountain Park, Roswell and Alpharetta; and

WHEREAS, on June 18, 2003, the County Board of Commissioners approved a new Agreement with Southern Hope Humane Society to provide animal control services; and

WHEREAS, there is a need to respond to citizen requests for animal control services twenty-four (24) hours per day within the corporate limits of the City; and

WHEREAS, the Parties have agreed to enter into a new Agreement for the provision of animal control services for the City; and

WHEREAS, the both the City and County have specific duties mandated by State Law for animal control; and

WHEREAS, the County as part of its public health duties mandated by State Law, has assumed responsibility for rabies control within its boundaries; and

WHEREAS, there is a need to control rabies, investigate animal cruelty complaints, investigate animal bites, operate an animal shelter and remove live or dead animals from within the corporate limits of the City upon request of the City; and

WHEREAS, the County has the capacity to provide such services through a contract with an approved animal control services vendor; and

WHEREAS, the City wishes to purchase animal control services within its corporate limits and delegate response to animal control complaints by its citizens twenty-four (24) hours

per day, such response to be made in accordance with the terms of the animal control services contract entered into by the County and Southern Hope; and

WHEREAS, the County wishes to provide such services to the City through a contract with an approved animal control services vendor under the direction and control of the County; and

WHEREAS, the parties have agreed that the City's payment for Animal Control Services is to be based upon a formula whereby eighty percent of the contract award amount will be distributed amongst the municipalities based upon the population of each municipality as established by the 2000 census.

WHEREAS, the parties have acknowledged that the animal control program charges fees for certain services, including dog licensing and impoundment of animals and by entering into this Agreement, the City is permitting Fulton to collect those fees on its behalf and that the income derived from the fees offsets the costs for providing those services; including the costs for maintaining the animal control facility.

WHEREAS, the current billing formula for the cost to the City for animal control services are to be offset at a pro rata billing share of 48.3%, which is based upon the City's population.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor is hereby authorized to enter into an Intergovernmental Agreement (IGA) with Fulton County for the provision of Animal Control Services for a period of one year, at a cost of \$772,928 with an option to renew the IGA for an additional year.

BE IT FURTHER RESOLVED, that said amount be paid from FAC number 1A01 561001 T51004.

BE IT FURTHER RESOLVED, that the City Attorney be, and is hereby, directed to prepare and finalize the IGA for the execution by the Mayor, to be approved by the City Attorney as to form.

BE IT FINALLY RESOLVED, that the IGA shall not become binding upon the City of Atlanta until such agreements have been duly executed by the Mayor, attested to by the Municipal Clerk, and delivered to Fulton County.